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State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

December 23, 1992

Mr. Gerald Berry
P.O. Box 96
Orderville, Utah 84758

Dear Mr. Berry:

Re: Large Mining Notice of Intention - Permit Application, Tetla Mine, Tetla Septarians, S/025/006, Kane County, Utah

The Division recently received a letter from the Kanab Resource Area office of the Bureau of Land Management. Their letter indicates that the disturbed acreage for your mining operation now exceeds five (5) acres of state and federal property. Because you have exceeded the five acre threshold allowed under your present Small Mining Notice, you are now required to acquire a Large Mining Operation permit. A Large Mining Operation Notice of Intention permit application (FORM MR-LMO) is enclosed. Please complete the application form and return to this Division as soon as possible.

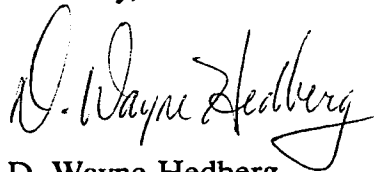
Ultimate approval of a large mining notice will require the filing of a reclamation surety. A large mining permit application requires considerably more technical information than what is required under a small mining notice. A detailed mining and reclamation plan is required under a large mining notice.

We believe a meeting, at our office, may be advisable to discuss the required plan and surety. If you agree, please contact us to schedule a convenient date and time for this meeting. We will need to conduct a field inspection of the site during the course of permit development. We anticipate this would take place sometime during the Spring of 1993. Because the approval process for a Large Mining Operation often takes several months to complete, we suggest initiating the process as soon as possible.

Page 2
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S/025/006
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Please contact me or Holland Shepherd should you have any questions concerning this letter. Thank you for your cooperation and assistance in completing this permitting action.

Sincerely,

A handwritten signature in black ink, reading "D. Wayne Hedberg". The signature is written in a cursive style with a large, stylized "D" and a long, sweeping underline.

D. Wayne Hedberg
Permit Supervisor
Minerals Regulatory Program

jb

Enclosure

cc: Verlin Smith, Area Manager, BLM, Kanab RA
Lowell Braxton, DOGM
Holland Shepherd, DOGM
S025006